IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

FRIDAY, THE 18TH MAY 2007 / 28TH VAISAKHA 1929

Crl.Rev.Pet.No. 1834 of 2007()

CRA.485/2004 of SESSIONS COURT, TRIVANDRUM DATED 28/11/2006

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C.C.NO.492/2003 OF JFMC, VARKALA

.....

REVN. PETITIONER: APPELLANT:ACCUSED:

MUHAMMED KUNJU, S/O.NOORMUHAMMED,
NEAR AZAD MEMORIAL SCHOOL, KIZHAKKEVILA VEEDU,
KALATHARA DESOM, AYIROOR VILLAGE.

BY ADV. SRI.R.T.PRADEEP

RESPONDENTS: RESPONDENTS:STATE & COMPLAINANT:

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1. **STATE OF KERALA, REPRESENTED BY**
   PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
   ERNAKULAM.

2. **PRASANNAKUMARI, D/O.SUDHARMA,**
   KIZHAKKETHIL VEEDU, AYIROOR DESOM,
   AYIROOR VILLAGE.

BY PUBLIC PROSECUTOR SRI. C.M.KAMMAPPU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 18/05/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R.UDAYABHANU, J

CRL.R.P.No.1834 of 2007

Dated this the 18th day of May, 2007

O R D E R

The revision petitioner stands convicted for the offence under Section 138 of the Negotiable Instruments Act and sentenced to undergo simple imprisonment for one month and to pay a compensation of Rs.20,000/- to the complainant vide Section 357(3) of the Code of Criminal Procedure and in default, to undergo simple imprisonment for three months.

2. Counsel for the revision petitioner has only sought for modification of the sentence and time to pay the amount of compensation. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. Revision petitioner is granted four months' time from today onwards to make the payment. He shall appear before the Judicial First Class Magistrate Court, Varkala on 18.9.2007 to receive the sentence. Non bailable warrant, pending, if any shall be kept in abeyance till 18.9.2007.

The criminal revision petition is disposed of as above.

K.R.UDAYABHANU,
JUDGE

csl